



ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

Pro Per McLemore, Patrick (Pro Per Petitioner, Administrator)

Petition for Final Distribution on Waiver of Accounting and for Allowance of Statutory Commissions (Prob. C. 10400-10406, 10904, 11600, 11642)

DOD: 8/7/2010		PATRICK McLEMORE , son and Administrator, is Petitioner.		NEEDS/PROBLEMS/COMMENTS:	
		Accounting is waived.		<u>Continued from 1/24/2012. Minute Order</u> states the matter is continued to 2/29/2012 at the request of the Petitioner.	
Cont. from 012412		I & A -		<u>The following issues from the last hearing remain:</u>	
	Aff.Sub.Wit.		\$145,000.00	1. Need <i>Notice of Hearing</i> of the <i>Petition for Final Distribution on Waiver of Accounting</i> , and proof of mailed service of 15 days' notice prior to hearing pursuant to Probate Code §§ 11000 and 11601 for the following persons:	
✓	Verified		POH -	<ul style="list-style-type: none"> • Mark A. Troutman, son • Cheryl A. Widener, daughter; • Peggy E. Turner, step-daughter; • Kelly J. Basoco, step-daughter. 	
✓	Inventory		\$125,000.00	2. Need proof of mailed service of 15 days' notice prior to hearing of the <i>Notice of Hearing</i> along with a copy of the <i>Petition</i> for Union Bank per the <i>Request for Special Notice</i> filed 1/25/2011, pursuant to Probate Code §§ 1250, 1252, 11000, and 11601.	
✓	PTC		Administrator -	3. Need proof of mailed service of 15 days' notice prior to hearing of the <i>Notice of Hearing</i> along with a copy of the <i>Petition</i> for Scott Weltman, Esq. (for Bank of America) per the <i>Request for Special Notice</i> filed 9/16/2010, pursuant to Probate Code §§ 1250, 1252, 11000, and 11601.	
✓	Not.Cred.		[\$5,260.00]	4. Pursuant to Local Rule 7.12.4, the Court will not order distribution of real property in undivided interests without the written consent of all distributees. Need written consent of:	
	Notice of Hrg	X	(statutory)	<ul style="list-style-type: none"> • Patrick McLemore, step-son; • Mark A. Troutman, son; • Cheryl A. Widener, daughter; • Peggy E. Turner, step-daughter; • Kelly J. Basoco, step-daughter. 	
	Aff.Mail	X	Distribution pursuant to intestate succession is to:	5. Statutory fee base does not include the \$3,000.00 loss on sale of Decedent's automobile. Correct statutory fee calculates as \$5,260.00 when the loss is taken into account as required by Probate Code § 10800. Proposed order does not contain a finding for award of statutory commissions to Petitioner as is requested in the <i>Petition</i> . Need revised proposed order awarding the correct amount of statutory compensation to the Petitioner as Administrator.	
	Aff.Pub.		<ul style="list-style-type: none"> • MARK A. TROUTMAN – 1/5 interest in real property; • CHERYL A. WIDENER – 1/5 interest in real property • PEGGY E. TURNER – 1/5 interest in real property • PATRICK McLEMORE – 1/5 interest in real property • KELLY J. BASOCO – 1/5 interest in real property. 		
	Sp.Ntc.				
	Pers.Serv.				
	Conf. Screen				
	Letters	101310			
	Duties/S				
	Objections				
	Video Receipt				
	CI Report				
✓	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
	UCCJEA				
	Citation				
✓	FTB Notice				
				Reviewed by: LEG	
				Reviewed on: 2/17/12	
				Updates:	
				Recommendation:	
				File 14 - McLemore	

21 Jaylen Ortiz, Agustin Leon, Alfredo Leon, and Alyssa Ortiz (GUARD/P) Case No. 12CEPR00145

Atty Garcia, Elsa (pro per – paternal aunt/Petitioner for Alfredo/Alyssa)

Petition for Appointment of Temporary Guardianship of the Person (Prob. C. 2250)

Alfredo, 5 DOB: 08/24/06		<p align="center"><u>GENERAL HEARING 04/11/12</u></p> <p>ELSA GARCIA, paternal aunt, is Petitioner.</p> <p>Father: JOSE AGUSTIN LEON – <i>incarcerated</i></p> <p>Mother: ROSEANA ORTIZ – <i>currently incarcerated</i></p> <p>Paternal grandfather: AGUSTIN LEON Paternal grandmother: PETRA GARCIA AUMADA</p> <p>Maternal grandfather: DECEASED Maternal grandmother: IRENE ORONA</p> <p>Siblings: AGUSTIN LEON, JAYLEN ORTIZ</p> <p>Petitioner states that both parents are incarcerated. The children had been living with their mother prior to her being arrested. The mother's home was very dirty, with no gas and no food in the refrigerator. The mother was evicted from her home for not paying the rent.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>This Petition pertains to Alfredo and Alyssa Ortiz only. A Petition guardianship of Jaylen and Agustin by another paternal aunt, Guadalupe Villagomez was heard on 02/27/12.</p> <ol style="list-style-type: none"> 1. UCCJEA is incomplete. Need children's residence address from birth to 02/03/12. 2. Need <i>Notice of Hearing</i>. 3. Need proof of personal service at least 5 court days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Temporary Guardianship or Consent and Waiver of Notice or Declaration of Due Diligence</i> for: <ul style="list-style-type: none"> - Jose Agustin Leon (father) - Roseana Ortiz (mother)
Alyssa, 9 DOB: 02/11/03			
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg x		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv. x		
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<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input checked="" type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		Reviewed by: JF	
		Reviewed on: 02/17/12	
		Updates:	
		Recommendation:	
		File 21 – Ortiz & Leon	